

City of Philadelphia



(Bill No. 030773)

AN ORDINANCE

Amending Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code," by adopting and incorporating, with certain additions, deletions and amendments, the 2003 International Performance Code for Buildings and Facilities as the Philadelphia Performance Code, under certain terms and conditions.

WHEREAS, as required by Pennsylvania Act 45 of November 10, 1999 (35 P.S. §7210.501(a)), the City must adopt standards consistent with those set forth in the Pennsylvania Uniform Construction Code; and

WHEREAS, the purpose of this Bill is to adopt, with certain additions, deletions and amendments, the 2003 International Performance Code for Buildings and Facilities, as published by the International Code Council, as The Philadelphia Performance Code for Buildings and Facilities, which will appear as Subcode "PC" in Title 4, to achieve consistency with Act 45 as well as to make certain other technical and related changes; and

WHEREAS, separate bills are being introduced to add and amend other Subcodes included within Title 4; NOW THEREFORE,

THE COUNCIL OF THE CITY OF PHILADELPHIA HEREBY ORDAINS:

SECTION 1. Title 4 of The Philadelphia Code, entitled "The Philadelphia Building Construction and Occupancy Code" is hereby amended to read as follows:

TITLE 4. THE PHILADELPHIA BUILDING CONSTRUCTION AND OCCUPANCY CODE

CHAPTER 4-100.0 LISTING OF SUBCODES

§4-101.0 Listing of Subcodes. This title shall consist of the following subcodes:

* * *

() Subcode "PC" (The Philadelphia Performance Code for Buildings and Facilities)

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CHAPTER 4-200.0 TEXT OF SUBCODES

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SUBCODE “PC” (THE PHILADELPHIA PERFORMANCE CODE FOR BUILDINGS AND FACILITIES)

Article PC-1.0 Adoption of the International Code Council (ICC) “ICC Performance Code for Buildings and Facilities” with additions, deletions and amendments.

§PC-1.1 The 2003 ICC Performance Code for Buildings and Facilities, as published by the International Code Council, is hereby adopted as the Performance Code for Buildings and Facilities of The City of Philadelphia, with such additions, deletions and amendments as set forth in §PC-1.2.

§PC-1.2 The 2003 ICC Performance Code for Buildings and Facilities, copies of which are on file with the Department of Licenses and Inspections, is incorporated as if fully set forth herein, subject to the following additions, deletions and amendments, including errata issued by the International Code Council.

§PC-1.2.1 [Brackets] indicate matter deleted. *Italics* indicate matter added.

§PC-1.2.2 Throughout the code, references to “International” codes or “ICC” codes shall be deemed to refer to the “Philadelphia” codes of the same name.

§PC-1.2.3 The numbers of all sections and subsections shall be preceded with the prefix “PC-.”

§PC-1.2.4 THE 2003 ICC PERFORMANCE CODE FOR BUILDINGS AND FACILITIES:

CHAPTER 1 GENERAL ADMINISTRATIVE PROVISIONS

SECTION PC-101 INTENT AND PURPOSE

PC-101.1 *Title and Purpose.* *These provisions shall be known as the Philadelphia Performance Code for Buildings and Facilities, shall be cited as such, and will be referred to herein as “this code.” The purpose of this code is [T]to provide appropriate health, safety, welfare, and social and economic value, while promoting innovative, flexible and responsive solutions that optimize the expenditure and consumption of resources.*

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SECTION PC-103 ADMINISTRATIVE PROVISIONS

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PC-103.3.12.1 Supplemental administrative provisions. Administrative provisions of the [International Code Council's family of codes] *Philadelphia Administrative Code and the other subcodes of the Philadelphia Building Construction and Occupancy Code* shall supplement the performance provisions for plan review, permit issuance, inspection, certificate of occupancy or compliance and enforcement.

PC-103.3.12.2 Appendices. *Appendices A, B, C, D and E of the 2003 ICC Performance Code for Buildings and Facilities are hereby adopted and incorporated as a part of this code.*

Sections PC-103.3.13 through PC-103.3.13.4 (Delete titles and text of subsections without substitution)

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CHAPTER 2 DEFINITIONS

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SECTION PC-202 DEFINED TERMS

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CODE OFFICIAL. *The Commissioner of Licenses and Inspections or his or her duly authorized representative charged with the administration and enforcement of this code.*

* * *

SECTION 2.

(a) This Ordinance shall take effect January 1, 2004. *Notwithstanding any provision of this Ordinance to the contrary, at the option of the permit applicant, this Ordinance shall not apply to:*

(1) *new buildings or renovations to existing buildings for which an application for a building permit has been made to the City prior to the effective date of this Ordinance; or*

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(2) new buildings or renovations to existing buildings on which a contract for design or construction has been signed prior to the effective date of this Ordinance.

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CERTIFICATION: This is a true and correct copy of the original Bill, Passed by the City Council on December 18, 2003. The Bill was Signed by the Mayor on December 31, 2003.



Patricia Rafferty
Chief Clerk of the City Council